

DEPARTMENT OF LABOR AND ECONOMIC GROWTH

PUBLIC SERVICE COMMISSION

TELECOMMUNICATION SERVICES – LICENSE TRANSFER PROCEDURES

Filed with the Secretary of State on

These rules become effective immediately upon filing with the Secretary of State unless adopted under sections 33, 44, 45a(6), or 48 of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

(By authority conferred on the public service commission by sections 202 and 213 of 1991 PA 179, MCL 484.2202 and MCL 484.2213, and section 303(4) of 2005 PA 235, MCL 484.2303(4).)

R 484.601 is added to the Michigan Administrative Code as follows:

R 484.601 Transfer of Bankrupt Provider's License.

Rule 1. (1) Any licensed provider that files for bankruptcy protection shall notify the commission within 10 days of such filing, and shall provide the commission with a copy of any application filed with the bankruptcy court requesting transfer of the bankrupt provider's license.

(2) If the bankruptcy court orders that the bankrupt provider's license be transferred to another provider licensed in the State of Michigan, and the transferred license will not result in the expansion of the territory covered by the license recipient, the bankrupt provider and the license recipient shall so notify the commission within 10 days of the issuance of the order. The transfer shall be effective upon filing of the notice. The license recipient shall comply with all applicable state and federal customer notification and tariff requirements.

(3) If the bankruptcy court orders that the bankrupt provider's license be transferred to another provider licensed in the State of Michigan, and the transferred license will result in the expansion of the territory covered by the license recipient, then the following shall apply:

(a) The bankrupt provider and the license recipient shall so notify the commission within 10 days of the issuance of the order.

(b) The license recipient shall file an application under MCL 484.2301 and 484.2302 to temporarily and permanently expand its license within 30 days of the issuance of the order.

(c) The license recipient shall comply with all applicable state and federal customer notification and tariff requirements.

(4) If the bankruptcy court orders that the bankrupt provider's license be transferred to a provider that is not licensed in the State of Michigan, then the following shall apply:

(a) The bankrupt provider and the license recipient shall so notify the commission within 10 days of the issuance of the order.

(b) The license recipient shall file an application under MCL 484.2301 and 484.2302 for a temporary and permanent license to provide basic local exchange service within 30 days of the issuance of the order.

(c) The license recipient shall comply with all applicable state and federal customer notification and tariff requirements.